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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91223590
Party	Defendant Nintendo of America Inc.
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Submission	Motion to Amend Application
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Date	03/25/2016
Attachments	53634 Motion Opp 91223590 - 014372-7002 - 2016-03-25.pdf(27361 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Cartamundi Services NV,
Opposer,

v.

Nintendo of America Inc.,
Applicant.

Opposition No. 91223590
Serial No. 86502847

MOTION ON CONSENT TO AMEND APPLICATION

Pursuant to Rule 2.133 of the Trademark Rules of Practice, Applicant respectfully requests that the above-captioned application be amended as follows (additions in underline):

Class 9: Downloadable electronic game programs; downloadable electronic video game software; electronic game programs; electronic game software; video game programs; video game software; **all of the aforementioned excluding card-related games**

Thus, the final description of goods as amended will be as follows:

Class 9: Downloadable electronic game programs; downloadable electronic video game software; electronic game programs; electronic game software; video game programs; video game software; all of the aforementioned excluding card-related games

It is respectfully submitted that this amendment complies with all applicable rules and statutory provisions with respect to amendments to applications and does not require republication as the amendment of the description of goods narrows rather than broadens the scope of the application.

This amendment is made pursuant to an Agreement between Applicant and Opposer, who hereby consents to this amendment, and the application is not the subject of any other inter partes proceedings. See TMEP § 514.02.

CONCLUSION

Applicant respectfully requests that this request to amend the application with consent be granted in its entirety.

Respectfully submitted,

Dated: March 25, 2016



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Attorney for Applicant

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was served by email and U.S. mail on the 25th day of March, 2016 to:

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